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PTO/SB/05 (11-00)

Approved for use through 10/31/2002. OMB 0851-0032

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| UTILITY PATENT APPLICATION TRANSMITTAL (Only for new nonprovisional applications under 37 CFR 1.53(b)) | Attorney Docket No. | CAT311 |
| | First Inventor | Borchew |
| | Title | Protocol Analyzer and Time Precise Method for Capturing Multi-directional Packet Traffic |
| | Express Mail Label No. | ET160940533US |

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|---|---|
| APPLICATION ELEMENTS See MPEP chapter 600 concerning utility patent application contents. | ADDRESS TO: Assistant Commissioner for Patents Box Patent Application Washington, DC 20231 |
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|---|---|
| 1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17) (Submit an original and a duplicate for fee processing) 2. <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. 3. <input checked="" type="checkbox"/> Specification [Total Pages 35] (preferred arrangement set forth below) - Descriptive title of the invention - Cross Reference to Related Applications - Statement Regarding Fed sponsored R & D - Reference to sequence listing, a table, or a computer program listing appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings (if filed) - Detailed Description - Claim(s) - Abstract of the Disclosure 4. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) [Total Sheets 13] 5. Oath or Declaration [Total Pages 2] a. <input checked="" type="checkbox"/> unsigned Newly executed original or copy Copy from a prior application (37 CFR 1.63 (d)) b. <input type="checkbox"/> (for continuation/divisional with Box 18 completed) i. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b). 6. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76 | 7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix) 8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) a. <input type="checkbox"/> Computer Readable Form (CRF) b. Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 copies) ii. <input type="checkbox"/> paper c. <input type="checkbox"/> Statements verifying identity of above copies ACCOMPANYING APPLICATION PARTS 9. <input type="checkbox"/> Assignment Papers (cover sheet & document(s)) 10. <input type="checkbox"/> 37 CFR 3.73(b) Statement [Power of Attorney] (when there is an assignee) 11. <input type="checkbox"/> English Translation Document (if applicable) 12. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 [Copies of IDS Citations] 13. <input type="checkbox"/> Preliminary Amendment 14. <input type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized) 15. <input type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed) 16. <input type="checkbox"/> Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent. 17. <input type="checkbox"/> Other: |
|---|---|

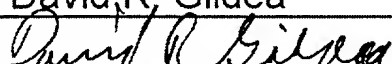
18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: _____

Prior application information: Examiner _____ Group Art Unit: _____

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

| | | | |
|---|-----------|----------|--|
| 19. CORRESPONDENCE ADDRESS <input checked="" type="checkbox"/> Customer Number or Bar Code Label  or <input type="checkbox"/> Correspondence address below | | | |
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|-------------------|---|-----------------------------------|---------|
| Name (Print/Type) | David R. Gildea | Registration No. (Attorney/Agent) | 38,465 |
| Signature |  | Date | 2/26/02 |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Applicant: Howard Borchew

Title: Protocol Analyzer and Time Precise Method for Capturing Mult-directional Packet Traffic

FEE TRANSMITTAL FORM

| | NUMBER OF CLAIMS | EXTRA CLAIMS | RATE | FEEES |
|---|---------------------|-----------------|-------|-------|
| Basic Application Fee | | | | \$740 |
| Total Claims | 18 | -20 | 0 | \$18 |
| Independent Claims | 3 | -3 | 0 | \$84 |
| If multiple dependent claims are presented, add | | | \$280 | \$0 |
| Subtotal of above calculations | | | | \$740 |
| Reduction by 50% for Small Entity | | | | \$370 |
| Subtotal | | | | \$370 |
| Add Assignment Recording Fee | | | \$40 | \$0 |
| Total | | | | \$370 |

X A check for the amount of the total is included herewith.

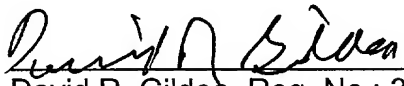
X The amount of the total is believed to be the correct fee due to the Patent Office for the filing of this application.

X Should the Patent Office determine that the amount of the total is in error for the filing of this application, the Assistant Commissioner for Patents is authorized to deduct the amount of the deficiency or credit the amount of the extra in the deposit account number 071248. The name and address of the depositor are:

David Gildea
Menlo Patent Agency LLC
435 Hermosa Way
Menlo Park, California 94025

X A duplicate copy of this Fee Transmittal Letter is included herewith.

Date: February 26, 2002


David R. Gildea, Reg. No.: 38,465
Menlo Patent Agency LLC

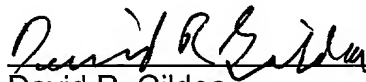
REQUEST AND CERTIFICATION UNDER 35 USC 122(b)(2)(B)(i)

First Inventor: Howard Borchew

Title: Protocol Analyzer and Time Precise Method for Capturing Mult-directional Packet Traffic

Docket No. CAT311

I hereby certify that the invention disclosed in the attached application has not and will not be subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 USC 122(b).


David R. Gildea
Reg. No.: 38,465
Menlo Patent Agency LLC

2/26/12
date

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application upon filing.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 USC 122 (b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of the application eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. Failure to do so will result in abandonment of this application (35 USC 122(b)(2)(B)(iii)).